

**AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE**

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

Purchased/Filed: March 24, 2023  
Index # 1:23-CV-01576-VSB

ALTAGRACIA GOMEZ

Plaintiff

against

38TH STREET CAFE LLC (DBA DELECTICA), ET ANO

Defendant

STATE OF NEW YORK  
COUNTY OF ALBANY

SS.:

JAMES PERONE, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on March 13, 2023, at 11:00 AM, at the office of the Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed **SUMMONS IN A CIVIL ACTION AND COMPLAINT** on 38TH STREET CAFE LLC, the Defendant in this action, by delivering to and leaving with Sue Zouky, AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, 99 Washington Avenue, Albany, NY, 2 true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee 40 dollars; That said service was made pursuant to Section 303 Limited Liability Company Law. Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant

Description of the person served: Approx. Age: 55-60 Approx. Wt: 125lbs Approx. Ht: 5'1  
Color of skin: White Hair color: Red/Blonde Sex: Female Other: \_\_\_\_\_

Sworn to before me on this  
13th day of March 2023

SCOTT SCHUSTER  
NOTARY PUBLIC, STATE OF NEW YORK  
NO. 0150090866  
QUALIFIED IN ALBANY COUNTY  
COMMISSION EXPIRES JULY 28, 2026

JAMES PERONE

Attny's File No.

Invoice•Work Order # S1889888

**SERVICO. INC.. P.O. Box 871. ALBANY. NY 12201**